

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

SECOND REGULAR SESSION
FIFTY-NINTH LEGISLATURE

SIXTY-SIXTH LEGISLATIVE DAY
WEDNESDAY, MARCH 12, 2008

House of Representatives

The House convened at 10:00 a.m., the Speaker in the Chair.

Roll call showed all 70 members present.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Nicole Wilson, Page.

Approval of Journal

March 12, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Sixty-fifth Legislative Day and recommend that same be adopted as corrected.

CLARK, Chairman

Mr. Clark moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

Consideration of Messages from the Governor and the Senate

OFFICE OF THE GOVERNOR
Boise

March 11, 2008

The Honorable Lawrence Denney
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I have signed today and am transmitting to the Secretary of State the following House Bills, to wit:

H 537

As Always - Idaho, "Esto Perpetua"
/s/ C. L. "Butch" Otter
Governor

March 11, 2008

Mr. Speaker:

I transmit herewith **S 1460, S 1433**, as amended, **S 1435**, as amended, **S 1438**, as amended, **S 1379**, as amended, as amended, and **S 1444**, as amended which have passed the Senate.

WOOD, Secretary

S 1460, S 1433, as amended, **S 1435**, as amended, **S 1438**, as amended, **S 1379**, as amended, as amended, and **S 1444**, as amended were filed for first reading.

Report of Standing Committees

March 12, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **HCR 57, H 615, H 616, H 617, H 618, H 619, H 620, H 621, H 622, H 623, H 624, H 625, H 626, H 627, H 628, H 629, H 630, H 631, H 632, H 633, H 634**, and House Amendments to **S 1356, S 1374, H 489, H 511, H 380**, as amended, **H 451, S 1426**, and **H 591**.

CLARK, Chairman

HCR 57 and **H 618** were referred to the Education Committee.

H 615 and **H 617** were referred to the Revenue and Taxation Committee.

H 619 and **H 634** were referred to the Resources and Conservation Committee.

H 620 and **H 623** were referred to the Business Committee.

H 624 was referred to the State Affairs Committee.

H 631, H 632, and **H 633** were referred to the Transportation and Defense Committee.

H 616, H 621, H 622, H 625, H 626, H 627, H 628, H 629, and **H 630** were filed for second reading.

March 12, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **HJM 7**.

CLARK, Chairman

The Speaker announced he was about to sign enrolled **HJM 7**, and, when so signed, ordered it transmitted to the Senate for the signature of the President.

March 12, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed **H 489**, as amended, **H 511**, as amended, **H 380**, as amended, as amended, **H 451**, as amended, and **H 591**, as amended.

CLARK, Chairman

H 489, as amended, **H 511**, as amended, **H 380**, as amended, as amended, **H 451**, as amended, and **H 591**, as amended, were filed for first reading of engrossed bills.

March 12, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **H 392, H 393, H 394, H 428, H 446**, as amended, and **H 465** to the Governor at 11:50 a.m., as of this date, March 11, 2008.

CLARK, Chairman

March 12, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **H 338, H 339, H 371, H 379, H 389**, as amended, **H 399, H 417**, as amended, **H 456, H 493, H 496**, as amended, **H 522, H 523**, and **H 555** to the Governor at 4:30 p.m., as of this date, March 11, 2008.

CLARK, Chairman

March 12, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **HCR 37** to the Secretary of State at 11:49 a.m., as of this date, March 11, 2008.

CLARK, Chairman

March 11, 2008

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration **H 604, HJM 11**, and **S 1348** and recommend that they do pass.

STEVENSON, Chairman

H 604, HJM 11, and **S 1348** were filed for second reading.

March 11, 2008

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration **H 585, S 1393**, and **S 1401** and recommend that they do pass.

BLACK, Chairman

H 585, S 1393, and **S 1401** were filed for second reading.

March 11, 2008

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration **H 475, H 478**, and **H 479** and report them back with amendments attached to be placed on General Orders for consideration.

BLACK, Chairman

H 475, H 478, and **H 479** were placed on General Orders for consideration.

There being no objection, the House advanced to the Eighth Order of Business.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 635 BY APPROPRIATIONS COMMITTEE AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF ADMINISTRATION FOR THE IDAHO STATE CAPITOL COMMISSION FOR FISCAL YEAR 2009; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; AND REAPPROPRIATING CERTAIN UNEXPENDED AND UNENCUMBERED BALANCES.

HOUSE BILL NO. 636 BY APPROPRIATIONS COMMITTEE AN ACT

APPROPRIATING MONEYS TO THE LEGISLATIVE COUNCIL FOR FISCAL YEAR 2009; REAPPROPRIATING CERTAIN UNEXPENDED AND UNENCUMBERED BALANCES; REAPPROPRIATING UNEXPENDED AND UNENCUMBERED BALANCES FROM THE PERMANENT BUILDING FUND; AND REAPPROPRIATING UNEXPENDED AND UNENCUMBERED BALANCES FROM THE PERMANENT BUILDING FUND.

HOUSE BILL NO. 637 BY STATE AFFAIRS COMMITTEE AN ACT

RELATING TO ELECTIONS; AMENDING SECTION 21-805, IDAHO CODE, TO PROVIDE DUTIES OF THE CLERK OF THE BOARD OF COUNTY COMMISSIONERS IN AN ELECTION TO ESTABLISH A REGIONAL AIRPORT AUTHORITY, TO PROVIDE FOR CANVASSING OF VOTES BY THE COUNTY BOARD OF CANVASSERS AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 21-806, IDAHO CODE, TO PROVIDE FOR AN ELECTION OF A BOARD OF TRUSTEES OF A REGIONAL AIRPORT AUTHORITY; AMENDING SECTION 22-2719, IDAHO CODE, TO PROVIDE FOR PAYMENT OF ELECTION EXPENSES OF A SOIL CONSERVATION DISTRICT BY THE COUNTY THAT CONDUCTS THE ELECTION; AMENDING SECTION 22-2721, IDAHO CODE, TO PROVIDE THAT THE COUNTY CLERK SHALL BE THE ELECTION OFFICIAL AND SHALL CONDUCT ALL ELECTIONS OF A SOIL CONSERVATION DISTRICT AND TO PROVIDE FOR PAYMENT OF ELECTION EXPENSES BY THE COUNTY THAT CONDUCTS THE ELECTION; AMENDING SECTION 22-2725, IDAHO CODE, TO PROVIDE THAT THE COUNTY CLERK SHALL SUPERVISE AN ELECTION TO DISCONTINUE A SOIL CONSERVATION DISTRICT; AMENDING SECTION 22-4301, IDAHO CODE, TO PROVIDE FOR ELECTIONS OF A WEATHER MODIFICATION DISTRICT TO BE CONDUCTED BY THE COUNTY CLERK ON SPECIFIED DATES AND TO PROVIDE FOR FOUR-YEAR TERMS FOR BOARD MEMBERS; AMENDING SECTION 23-917, IDAHO CODE, TO PROVIDE THAT A LOCAL OPTION REFERENDUM ELECTION SHALL BE CONDUCTED IN ACCORDANCE WITH THE PROVISIONS OF TITLE 34, IDAHO CODE, AND TO PROVIDE CORRECT TERMINOLOGY; AMENDING SECTION 23-918, IDAHO CODE, TO PROVIDE THAT THE COUNTY CLERK MUST FURNISH ELECTION BALLOTS; AMENDING SECTION 23-919, IDAHO CODE, TO PROVIDE THAT THE COUNTY CLERK SHALL CERTIFY ELECTION

RESULTS AND TO PROVIDE CORRECT TERMINOLOGY; AMENDING SECTION 27-107, IDAHO CODE, TO PROVIDE THAT ELECTIONS OF A CEMETERY MAINTENANCE DISTRICT SHALL BE CONDUCTED IN ACCORDANCE WITH TITLE 34, IDAHO CODE, AND TO PROVIDE DUTIES OF THE COUNTY CLERK; AMENDING SECTION 27-111, IDAHO CODE, TO PROVIDE THAT ELECTIONS FOR CEMETERY MAINTENANCE DISTRICT COMMISSIONERS SHALL BE CONDUCTED BY THE COUNTY CLERK; AMENDING SECTION 31-402, IDAHO CODE, TO SPECIFY THE DATES THAT ELECTIONS TO CONSOLIDATE COUNTIES SHALL BE HELD; AMENDING SECTION 31-403, IDAHO CODE, TO SPECIFY THAT THE CONTENT OF A PETITION TO HOLD AN ELECTION TO CONSOLIDATE COUNTIES SHALL INDICATE A DATE AS AUTHORIZED IN SECTION 34-106, IDAHO CODE; AMENDING SECTION 31-407, IDAHO CODE, TO PROVIDE DUTIES OF THE COUNTY CLERK IN AN ELECTION TO CONSOLIDATE COUNTIES AND TO PROVIDE FOR APPLICATION OF LAW; AMENDING SECTION 31-408, IDAHO CODE, TO PROVIDE DUTIES OF THE COUNTY CLERK FOR PREPARATION AND FORM OF BALLOTS; AMENDING SECTION 31-1406, IDAHO CODE, TO PROVIDE DUTIES OF THE COUNTY CLERK IN FIRE PROTECTION DISTRICT ELECTIONS IN ACCORDANCE WITH TITLE 34, IDAHO CODE; AMENDING SECTION 31-4323, IDAHO CODE, TO PROVIDE THAT RECREATION DISTRICT ELECTIONS ARE CONDUCTED IN ACCORDANCE WITH TITLE 34, IDAHO CODE, TO PROVIDE DUTIES OF THE COUNTY CLERK AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 31-4325, IDAHO CODE, TO PROVIDE THAT ELECTIONS FOR PROPOSED INDEBTEDNESS OF A RECREATION DISTRICT SHALL BE CONDUCTED BY THE COUNTY CLERK; AMENDING SECTION 31-4510, IDAHO CODE, TO PROVIDE THAT THE ELECTION SHALL BE CONDUCTED BY THE COUNTY CLERK IN ACCORDANCE WITH TITLE 34, IDAHO CODE; AMENDING SECTION 31-4701, IDAHO CODE, TO PROVIDE DUTIES OF THE COUNTY CLERK IN COUNTY MUSEUM BOARD ELECTIONS IN ACCORDANCE WITH TITLE 34, IDAHO CODE, AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 33-308, IDAHO CODE, TO SPECIFY THE DATES THAT SCHOOL DISTRICT ELECTIONS TO EXCISE OR ANNEX TERRITORY SHALL BE HELD; AMENDING SECTION 33-311, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 33-312, IDAHO CODE, TO PROVIDE THAT AN ELECTION TO DIVIDE A SCHOOL DISTRICT SHALL BE HELD ON SPECIFIED DATES AND CONDUCTED ACCORDING TO TITLE 34, IDAHO CODE, AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 33-313, IDAHO CODE, TO DELETE REFERENCE TO THE LENGTH OF TERM OF OFFICE FOR MEMBERS OF A SCHOOL BOARD OF TRUSTEES; AMENDING SECTION 33-317, IDAHO CODE, TO PROVIDE THAT ELECTIONS OF COOPERATIVE SERVICE AGENCIES SHALL BE HELD ON SPECIFIED DATES AND CONDUCTED PURSUANT TO TITLE 34, IDAHO CODE; AMENDING SECTION 33-351, IDAHO CODE, TO PROVIDE THAT ELECTIONS TO CREATE SCHOOL SUBDISTRICTS SHALL BE HELD ON SPECIFIED DATES AND CONDUCTED PURSUANT TO TITLE 34, IDAHO CODE; AMENDING SECTION 33-354, IDAHO CODE, TO MAKE TECHNICAL CORRECTIONS AND TO PROVIDE

CORRECT CODE REFERENCES; AMENDING SECTION 33-401, IDAHO CODE, TO REVISE LEGISLATIVE INTENT REGARDING SCHOOL ELECTIONS; AMENDING SECTION 33-402, IDAHO CODE, TO REVISE NOTICE REQUIREMENTS REGARDING SCHOOL ELECTIONS; REPEALING SECTIONS 33-403, 33-403A, 33-403B AND 33-403C, IDAHO CODE, RELATING TO CONDUCTING SCHOOL ELECTIONS; AMENDING SECTIONS 33-404 AND 33-405, IDAHO CODE, TO DELETE OBSOLETE LANGUAGE; REPEALING SECTIONS 33-405A, 33-405B, 33-406, 33-406A, 33-407, 33-408, 33-409, 33-410, 33-411, 33-412, 33-413, 33-414, 33-415, 33-416, 33-417, 33-418, 33-419, 33-420, 33-421, 33-422, 33-423, 33-424, 33-428, 33-429, 33-430, 33-431, 33-432, 33-433, 33-434, 33-435, 33-436, 33-437, 33-438, 33-439, 33-440, 33-441 AND 33-442, IDAHO CODE, RELATING TO SCHOOL DISTRICT ELECTIONS AS CONDUCTED BY THE SCHOOL DISTRICT; AMENDING SECTION 33-501, IDAHO CODE, TO INCREASE THE TERMS OF SCHOOL DISTRICT BOARDS OF TRUSTEE MEMBERS FROM THREE YEARS TO FOUR YEARS EFFECTIVE AT TIMES AS SPECIFIED; REPEALING SECTIONS 33-502A, 33-502C AND 33-502D, IDAHO CODE, RELATING TO CANDIDATES FOR SCHOOL DISTRICT BOARDS OF TRUSTEES; AMENDING SECTION 33-502B, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 33-503, IDAHO CODE, TO PROVIDE FOR ELECTION OF SCHOOL DISTRICT BOARDS OF TRUSTEES IN ODD-NUMBERED YEARS ON THE FOURTH TUESDAY IN MAY IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 14, TITLE 34, IDAHO CODE; AMENDING CHAPTER 5, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-503A, IDAHO CODE, TO PROVIDE FOR THE TRANSITION OF SCHOOL TRUSTEE TERMS FROM THREE YEARS TO FOUR YEARS; AMENDING SECTION 33-504, IDAHO CODE, TO PROVIDE FOR APPOINTMENT TO FILL A VACANCY ON A SCHOOL DISTRICT BOARD OF TRUSTEES AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 33-505, IDAHO CODE, TO PROVIDE FOR APPOINTMENT OR SELECTION OF A SCHOOL DISTRICT BOARD OF TRUSTEES IN A NEWLY CREATED SCHOOL DISTRICT, TO PROVIDE FOR TERMS OF FOUR YEARS AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 33-601, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 33-802, IDAHO CODE, TO PROVIDE THAT CERTAIN SCHOOL LEVY ELECTIONS ARE HELD ON DATES AUTHORIZED IN SECTION 34-106, IDAHO CODE; AMENDING SECTION 33-803, IDAHO CODE, TO PROVIDE THAT A TAX LEVY ELECTION FOR EDUCATION OF CHILDREN OF MIGRATORY FARM WORKERS IS CONDUCTED AS PROVIDED IN TITLE 34, IDAHO CODE; AMENDING SECTION 33-804, IDAHO CODE, TO PROVIDE THAT A SCHOOL PLANT FACILITIES RESERVE FUND LEVY IS HELD ON A DATE AUTHORIZED IN SECTION 34-106, IDAHO CODE, AND IS CONDUCTED AS PROVIDED IN TITLE 34, IDAHO CODE; AMENDING SECTIONS 33-1103 AND 33-1510, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 33-2106, IDAHO CODE, TO PROVIDE THAT ELECTIONS OF TRUSTEES OF COMMUNITY COLLEGE DISTRICTS SHALL BE HELD IN ODD-NUMBERED YEARS, TO DELETE OBSOLETE LANGUAGE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION

33-2111, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 33-2715, IDAHO CODE, TO PROVIDE THAT LIBRARY DISTRICT BOARDS OF TRUSTEES SHALL BE ELECTED IN ODD-NUMBERED YEARS FOR TERMS OF SIX YEARS, TO PROVIDE FOR INITIAL APPOINTMENTS OF BOARD MEMBERS AND TO PROVIDE FOR TRANSITION OF BOARD MEMBER TERMS TO TERMS OF SIX YEARS; AMENDING SECTION 33-2716, IDAHO CODE, TO DELETE REFERENCE TO ANNUAL ELECTIONS; AMENDING SECTION 33-2718, IDAHO CODE, TO PROVIDE FOR INITIAL APPOINTMENTS OF LIBRARY DISTRICT BOARDS OF TRUSTEES REPRESENTING TRUSTEE ZONES AND TO PROVIDE FOR TRANSITION OF BOARD MEMBER TERMS TO TERMS OF SIX YEARS; AMENDING SECTION 34-106, IDAHO CODE, TO PROVIDE FOR TWO ELECTIONS IN A CALENDAR YEAR ON SPECIFIED DATES, TO PROVIDE THAT COMMUNITY COLLEGES AND SCHOOL DISTRICT ELECTIONS ARE SUBJECT TO THE LIMITATION ON DATES OF ELECTIONS, TO ALLOW SCHOOL DISTRICTS AN ADDITIONAL TWO DATES EACH YEAR ON WHICH ELECTIONS MAY BE HELD AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 34-602, IDAHO CODE, TO PROVIDE SPECIFICATIONS REGARDING A PUBLISHED SECOND NOTICE OF ELECTION; AMENDING SECTION 34-1401, IDAHO CODE, TO PROVIDE THAT THE COUNTY CLERK SHALL ADMINISTER ALL ELECTIONS ON BEHALF OF ANY POLITICAL SUBDIVISION, TO SPECIFY POLITICAL SUBDIVISIONS EXEMPT FROM THE PROVISIONS OF THIS SECTION AND TO PROVIDE THAT SCHOOL DISTRICT AND HIGHWAY DISTRICT ELECTIONS SHALL BE CONDUCTED BY THE COUNTY CLERK; AMENDING SECTION 34-1406, IDAHO CODE, TO PROVIDE SPECIFICATIONS FOR PUBLISHED NOTICES OF ELECTION BY THE COUNTY CLERK; AMENDING SECTION 34-2301, IDAHO CODE, TO PROVIDE FOR RECOUNT OF BALLOTS FOR MUNICIPAL OFFICES; AMENDING SECTION 39-1324, IDAHO CODE, TO PROVIDE THAT ELECTIONS OF HOSPITAL DISTRICTS SHALL BE CONDUCTED PURSUANT TO TITLE 34, IDAHO CODE, AND TO PROVIDE DUTIES OF THE COUNTY BOARD OF COMMISSIONERS AND COUNTY CLERK; AMENDING SECTION 39-1325A, IDAHO CODE, TO PROVIDE CORRECT TERMINOLOGY AND A CORRECT CODE REFERENCE; AMENDING SECTION 39-1330, IDAHO CODE, TO PROVIDE FOR BIENNIAL ELECTION OF HOSPITAL DISTRICT BOARD MEMBERS ON THE FOURTH TUESDAY OF MAY, TO PROVIDE DUTIES OF THE COUNTY CLERK AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 39-1339, IDAHO CODE, TO PROVIDE THAT ELECTIONS OF PROPOSED INDEBTEDNESS TO BE INCURRED BY A HOSPITAL DISTRICT SHALL BE CONDUCTED BY THE COUNTY CLERK IN ACCORDANCE WITH THE PROVISIONS OF TITLE 34, IDAHO CODE; AMENDING SECTION 39-1340, IDAHO CODE, TO PROVIDE A DUTY OF THE COUNTY CLERK WITH REGARD TO NOTICES OF HOSPITAL DISTRICT ELECTIONS; AMENDING SECTION 39-1341, IDAHO CODE, TO PROVIDE THAT THE COUNTY CLERK SHALL CONDUCT HOSPITAL DISTRICT ELECTIONS FOR PROPOSED INDEBTEDNESS IN ACCORDANCE WITH TITLE 34, IDAHO CODE; AMENDING SECTION 40-819, IDAHO CODE, TO REVISE HIGHWAY

DISTRICT ELECTIONS TO BE CONDUCTED IN ACCORDANCE WITH TITLE 34, IDAHO CODE, AND TO PROVIDE DUTIES OF THE HIGHWAY DISTRICT COMMISSIONERS AND THE COUNTY CLERK; AMENDING SECTION 40-1101, IDAHO CODE, TO PROVIDE THAT HIGHWAY DISTRICT ELECTIONS TO AUTHORIZE BONDING SHALL BE CONDUCTED BY THE COUNTY CLERK; AMENDING SECTION 40-1304, IDAHO CODE, TO SPECIFY THE DATE ON WHICH HIGHWAY DISTRICT COMMISSIONERS SHALL TAKE OFFICE; AMENDING SECTION 40-1305, IDAHO CODE, TO PROVIDE FOR ELECTION OF HIGHWAY DISTRICT COMMISSIONERS ON THE FOURTH TUESDAY OF MAY IN ODD-NUMBERED YEARS AND TO DELETE OBSOLETE LANGUAGE; AMENDING SECTION 40-1305A, IDAHO CODE, TO PROVIDE FOR THE ADMINISTRATION OF HIGHWAY DISTRICT ELECTIONS; AMENDING SECTION 40-1305D, IDAHO CODE, TO REVISE HIGHWAY DISTRICT COMMISSIONER NOTICE OF ELECTION FILING DEADLINE; AMENDING SECTION 40-1305E, IDAHO CODE, TO PROVIDE THAT THE COUNTY CLERK SHALL PUBLISH NOTICE OF ELECTION OF HIGHWAY DISTRICT COMMISSIONER AS SPECIFIED BY LAW; AMENDING SECTION 40-1305H, IDAHO CODE, TO PROVIDE THAT THE COUNTY CLERK SHALL PROVIDE, RECEIVE AND COUNT ABSENTEE BALLOTS IN HIGHWAY DISTRICT ELECTIONS; AMENDING SECTION 40-1305I, IDAHO CODE, TO PROVIDE THAT ALL HIGHWAY DISTRICT ELECTIONS SHALL BE CONDUCTED BY THE COUNTY CLERK AS PROVIDED BY LAW; AMENDING SECTION 40-1305J, IDAHO CODE, TO PROVIDE FOR CANVASSING OF HIGHWAY DISTRICT ELECTIONS; REPEALING SECTIONS 40-1305K, 40-1305L, 40-1305M, 40-1305N, 40-1305O, 40-1305P AND 40-1305Q, IDAHO CODE, RELATING TO HIGHWAY DISTRICT ELECTIONS AS CONDUCTED BY THE HIGHWAY DISTRICT; AMENDING SECTION 40-1305KK, IDAHO CODE, TO PROVIDE THAT RECALL ELECTIONS OF HIGHWAY DISTRICT COMMISSIONERS SHALL BE CONDUCTED BY THE COUNTY CLERK IN ACCORDANCE WITH TITLE 34, IDAHO CODE; REPEALING SECTIONS 40-1305LL AND 40-1305OO, IDAHO CODE, RELATING TO RECALL ELECTIONS OF HIGHWAY DISTRICT COMMISSIONERS AS CONDUCTED BY THE HIGHWAY DISTRICT; AMENDING SECTION 40-1402, IDAHO CODE, TO PROVIDE THAT THE COST OF HOLDING SPECIAL ELECTIONS AT THE COUNTY LEVEL SHALL BE PAID BY THE COUNTY WITHOUT EXCEPTION; AMENDING SECTION 40-1409, IDAHO CODE, TO PROVIDE THAT ELECTIONS SHALL BE PAID BY THE COUNTY WITHOUT PROVISIONS FOR PRORATING THE EXPENSE AND TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 40-1416, IDAHO CODE, TO PROVIDE THAT COSTS OF ELECTIONS HELD TO APPROVE A HIGHWAY DISTRICT VEHICLE REGISTRATION FEE SHALL BE PAID BY THE COUNTY AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 40-1418, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 40-1506, IDAHO CODE, TO PROVIDE FOR APPOINTMENT OF ELECTION JUDGES BY THE COUNTY CLERK; AMENDING SECTION 40-1507, IDAHO CODE, TO CLARIFY PROCEDURE FOR NOTICE OF ELECTION BY THE COUNTY CLERK; AMENDING SECTION 40-1508, IDAHO CODE, TO CLARIFY

PROCEDURE FOR HOLDING ELECTIONS OF CONSOLIDATION OF HIGHWAY DISTRICTS; AMENDING SECTION 40-1511, IDAHO CODE, TO CLARIFY PROCEDURE FOR COUNTING THE VOTES IN AN ELECTION OF CONSOLIDATION OF HIGHWAY DISTRICTS; AMENDING SECTION 40-1519, IDAHO CODE, TO PROVIDE THAT THE EXPENSES OF CONDUCTING AN ELECTION TO CONSOLIDATE HIGHWAY DISTRICTS SHALL BE PAID BY THE COUNTY WITHOUT PROVISIONS FOR PRORATING THE EXPENSE; AMENDING SECTION 40-1604, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 40-1605, IDAHO CODE, TO REQUIRE ELECTIONS TO BE HELD ON A DATE AUTHORIZED IN SECTION 34-106, IDAHO CODE; AMENDING SECTION 40-1606, IDAHO CODE, TO PROVIDE DUTIES OF THE COUNTY CLERK IN ELECTIONS TO DETACH OR ANNEX TERRITORY OF A HIGHWAY DISTRICT; AMENDING SECTION 40-1607, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTIONS 40-1624 AND 40-1625, IDAHO CODE, TO PROVIDE THAT ELECTIONS TO ANNEX CONTIGUOUS TERRITORY OF A HIGHWAY DISTRICT SHALL BE HELD ON A DATE AUTHORIZED IN SECTION 34-106, IDAHO CODE; AMENDING SECTION 40-1626, IDAHO CODE, TO PROVIDE THAT ELECTION DATES TO DETACH OR ANNEX TERRITORY OF A HIGHWAY DISTRICT SHALL BE HELD ON A DATE AUTHORIZED IN SECTION 34-106, IDAHO CODE, AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 40-1630, IDAHO CODE, TO PROVIDE THAT COSTS OF THE ELECTION SHALL BE PAID BY THE COUNTY OR COUNTIES CONDUCTING THE ELECTION; AMENDING SECTION 40-1702, IDAHO CODE, TO PROVIDE DUTIES OF THE COUNTY CLERK AND THE COUNTY BOARD OF CANVASSERS IN ELECTIONS TO REORGANIZE A COUNTY HIGHWAY DISTRICT; AMENDING SECTION 40-1714, IDAHO CODE, TO PROVIDE THAT THE EXPENSE OF ELECTIONS HELD TO REORGANIZE A COUNTY HIGHWAY DISTRICT SHALL BE PAID BY THE COUNTY; AMENDING SECTION 40-1805, IDAHO CODE, TO PROVIDE THAT AN ELECTION TO DISSOLVE A HIGHWAY DISTRICT SHALL BE HELD ON A DATE AUTHORIZED IN SECTION 34-106, IDAHO CODE; AMENDING SECTION 40-1806, IDAHO CODE, TO PROVIDE DUTIES OF THE COUNTY CLERK AND THE COUNTY COMMISSIONERS IN ELECTIONS HELD TO DISSOLVE A HIGHWAY DISTRICT AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 40-1808, IDAHO CODE, TO PROVIDE THAT IN ELECTIONS TO DISSOLVE A HIGHWAY DISTRICT THE COUNTY CLERK SHALL APPOINT ELECTION JUDGES AND CLERKS AND THAT ELECTIONS SHALL BE CONDUCTED IN ACCORDANCE WITH TITLE 34, IDAHO CODE; AMENDING SECTION 40-1809, IDAHO CODE, TO PROVIDE FOR COUNTING AND CANVASSING VOTES IN ELECTIONS TO DISSOLVE A HIGHWAY DISTRICT; AMENDING SECTION 40-1810, IDAHO CODE, TO PROVIDE THAT EXPENSES OF ELECTIONS TO DISSOLVE A HIGHWAY DISTRICT SHALL BE BORNE BY THE COUNTY; AMENDING SECTION 40-2204, IDAHO CODE, TO PROVIDE DUTIES OF THE COUNTY CLERK IN ELECTIONS TO DETACH TERRITORY FROM A HIGHWAY DISTRICT FOR THE PURPOSE OF CREATING A NEW HIGHWAY DISTRICT; AMENDING SECTION 42-3211, IDAHO CODE, TO PROVIDE

DUTIES OF THE COUNTY CLERK AND TO SPECIFY THE DATE OF ELECTION IN WATER AND SEWER DISTRICT ELECTIONS; REPEALING SECTION 50-211, IDAHO CODE, RELATING TO SUPERVISION OF MUNICIPAL ELECTIONS; AMENDING SECTION 50-402, IDAHO CODE, TO REVISE THE DEFINITION OF "ELECTION OFFICIAL" IN MUNICIPAL LAW AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 50-403, IDAHO CODE, TO PROVIDE DUTIES OF THE COUNTY CLERK REGARDING MUNICIPAL ELECTIONS; REPEALING SECTIONS 50-404, 50-405, 50-406, 50-407, 50-408, 50-409, 50-410, 50-411 AND 50-412, IDAHO CODE, RELATING TO MUNICIPAL ELECTIONS AS CONDUCTED BY THE CITY CLERK; AMENDING SECTION 50-414, IDAHO CODE, TO REDESIGNATE THE SECTION; REPEALING SECTIONS 50-415, 50-427 AND 50-428, IDAHO CODE, RELATING TO MUNICIPAL ELECTIONS; AMENDING SECTION 50-429, IDAHO CODE, TO PROVIDE AUTHORIZED DATES FOR MUNICIPAL ELECTIONS BEGINNING JANUARY 1, 2010, TO PROVIDE THAT ELECTIONS SHALL BE CONDUCTED BY THE COUNTY CLERK IN ACCORDANCE WITH TITLE 34, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES AND TO REDESIGNATE THE SECTION; AMENDING SECTIONS 50-430 AND 50-431, IDAHO CODE, TO REDESIGNATE THE SECTIONS; REPEALING SECTIONS 50-435, 50-436, 50-437, 50-438, 50-439, 50-440, 50-441, 50-442, 50-443, 50-445, 50-446, 50-447, 50-448, 50-449, 50-450, 50-451, 50-452, 50-453, 50-454, 50-455, 50-456, 50-457, 50-458, 50-459, 50-460, 50-461, 50-462, 50-463, 50-464, 50-465 AND 50-466, IDAHO CODE, RELATING TO MUNICIPAL ELECTIONS AS CONDUCTED BY THE CITY CLERK; AMENDING SECTION 50-432, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES AND TO REDESIGNATE THE SECTION; AMENDING SECTION 50-467, IDAHO CODE, TO PROVIDE CORRECT TERMINOLOGY AND TO REDESIGNATE THE SECTION; REPEALING SECTION 50-468, IDAHO CODE, RELATING TO TIE VOTES IN MUNICIPAL ELECTIONS; AMENDING SECTIONS 50-469 AND 50-470, IDAHO CODE, TO REDESIGNATE THE SECTIONS; AMENDING SECTION 50-471, IDAHO CODE, TO PROVIDE CORRECT TERMINOLOGY AND TO REDESIGNATE THE SECTION; AMENDING SECTION 50-472, IDAHO CODE, TO DELETE AN EXCEPTION IN CONDUCTING MUNICIPAL RECALL ELECTIONS AND TO REDESIGNATE THE SECTION; AMENDING SECTION 50-473, IDAHO CODE, TO DELETE AN EXCEPTION IN CONDUCTING MUNICIPAL INITIATIVE AND REFERENDUM ELECTIONS AND TO REDESIGNATE THE SECTION; REPEALING SECTION 50-474, IDAHO CODE, RELATING TO VOTING BY MACHINE OR VOTE TALLY SYSTEM IN MUNICIPAL ELECTIONS; AMENDING SECTION 50-475, IDAHO CODE, TO PROVIDE FOR APPLICATION OF ELECTION LAW VIOLATIONS TO ALL MUNICIPAL ELECTIONS AND TO REDESIGNATE THE SECTION; AMENDING SECTION 50-477, IDAHO CODE, TO REDESIGNATE THE SECTION; AMENDING SECTION 50-612, IDAHO CODE, TO PROVIDE THAT RUNOFF MUNICIPAL MAYORAL ELECTIONS SHALL BE CONDUCTED BY THE COUNTY CLERK AND TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 50-707B, IDAHO CODE, TO PROVIDE THAT RUNOFF MUNICIPAL COUNCIL SEAT ELECTIONS SHALL BE CONDUCTED BY THE COUNTY CLERK AND TO PROVIDE

CORRECT CODE REFERENCES; AMENDING SECTION 50-803, IDAHO CODE, TO SPECIFY AUTHORIZED DATES FOR HOLDING A MUNICIPAL ELECTION TO ADOPT THE COUNCIL-MANAGER PLAN AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 50-806, IDAHO CODE, TO PROVIDE THAT CERTAIN ELECTIONS SHALL BE HELD AT THE SAME ELECTION AND TO PROVIDE PROCEDURE UPON FAILURE OF A PROPOSITION; AMENDING SECTION 50-1026, IDAHO CODE, TO PROVIDE THAT MUNICIPAL ELECTIONS TO AUTHORIZE ISSUANCE OF COUPON BONDS SHALL BE CONDUCTED BY THE COUNTY CLERK ON AUTHORIZED DATES IN ACCORDANCE WITH TITLE 34, IDAHO CODE; AMENDING SECTION 50-1035, IDAHO CODE, TO PROVIDE DUTIES OF THE COUNTY CLERK IN CERTAIN MUNICIPAL ELECTIONS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 50-2104, IDAHO CODE, TO PROVIDE THAT ELECTIONS TO CONSOLIDATE CITIES SHALL BE HELD ON A DATE AUTHORIZED IN SECTION 34-106, IDAHO CODE; AMENDING SECTION 50-2105, IDAHO CODE, TO PROVIDE THAT ELECTIONS TO CONSOLIDATE CITIES SHALL BE HELD ON A DATE AUTHORIZED IN SECTION 34-106, IDAHO CODE, AND TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 50-2106, IDAHO CODE, TO PROVIDE FOR CERTIFICATION OF A MUNICIPAL CONSOLIDATION ELECTION BY THE COUNTY CLERK; AMENDING SECTION 50-2107, IDAHO CODE, TO PROVIDE THAT ELECTIONS OF OFFICERS IN A NEWLY CONSOLIDATED CITY SHALL BE HELD ON A DATE AUTHORIZED IN SECTION 34-106, IDAHO CODE, AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 50-2114, IDAHO CODE, TO PROVIDE THAT EXPENSES OF A MUNICIPAL CONSOLIDATION ELECTION SHALL BE PAID BY THE COUNTY; AMENDING SECTION 50-2201, IDAHO CODE, TO PROVIDE THAT ELECTIONS TO DISINCORPORATE A CITY SHALL BE CONDUCTED IN ACCORDANCE WITH TITLE 34, IDAHO CODE, AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 50-2202, IDAHO CODE, TO PROVIDE THAT ELECTIONS TO DISINCORPORATE A CITY SHALL BE CONDUCTED BY THE COUNTY CLERK IN ACCORDANCE WITH CHAPTER 14, TITLE 34, IDAHO CODE, AND SHALL BE HELD ON A DATE AUTHORIZED IN SECTION 34-106, IDAHO CODE; AMENDING SECTION 50-2203, IDAHO CODE, TO PROVIDE FOR CANVASS OF VOTES IN ELECTIONS TO DISINCORPORATE A CITY; AMENDING SECTION 50-2204, IDAHO CODE, TO PROVIDE A DUTY OF THE COUNTY BOARD OF COMMISSIONERS IN AN ELECTION TO DISINCORPORATE A CITY; AMENDING SECTION 50-2302, IDAHO CODE, TO PROVIDE THAT AN ELECTION TO ORGANIZE A CITY SHALL BE HELD ON A DATE AUTHORIZED IN SECTION 34-106, IDAHO CODE, AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 50-2303, IDAHO CODE, TO PROVIDE DUTIES OF THE COUNTY CLERK IN AN ELECTION TO ORGANIZE A CITY AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 50-2308, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE, TO MAKE TECHNICAL CORRECTIONS AND TO DELETE OBSOLETE LANGUAGE; AMENDING SECTIONS 63-316 AND 63-802, IDAHO CODE, TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 63-802C, IDAHO CODE, TO PROVIDE THAT ELECTIONS TO

CREATE A NEW TAXING DISTRICT SHALL BE HELD ON A DATE AUTHORIZED IN SECTION 34-106, IDAHO CODE; AMENDING SECTION 63-1309, IDAHO CODE, TO PROVIDE THAT THE INTERVAL BETWEEN CERTAIN TYPES OF ELECTIONS IN WHICH THE QUESTION FIRST FAILED AND A SUBSEQUENT ELECTION ON THE SAME OR SIMILAR QUESTION SHALL BE FIVE MONTHS INSTEAD OF SIX MONTHS, TO PROVIDE THAT THE DATE OF SUCH ELECTIONS SHALL BE HELD ON A DATE AUTHORIZED IN SECTION 34-106, IDAHO CODE, AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 63-3638, IDAHO CODE, TO PROVIDE FOR A DISTRIBUTION TO COUNTIES FROM SALES TAX REVENUES TO DEFRAY EXPENSES OF COUNTIES IN CONDUCTING ELECTIONS AND TO PROVIDE CORRECT CODE REFERENCES; AMENDING SECTION 63-3641, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 63-4103, IDAHO CODE, TO PROVIDE DUTIES OF THE COUNTY COMMISSIONERS AND THE COUNTY CLERK IN ELECTIONS TO DISSOLVE A SPECIAL DISTRICT AND TO DELETE CODE REFERENCES; AMENDING SECTION 67-4907, IDAHO CODE, TO PROVIDE DUTIES OF THE COUNTY CLERK AND THE COUNTY BOARD OF CANVASSERS IN AUDITORIUM DISTRICT ELECTIONS; AMENDING SECTION 67-4922, IDAHO CODE, TO PROVIDE THAT ELECTIONS OF AUDITORIUM DISTRICTS SHALL BE CONDUCTED BY THE COUNTY CLERK IN ACCORDANCE WITH THE PROVISIONS OF TITLE 34, IDAHO CODE, TO PROVIDE DUTIES OF THE COUNTY CLERK AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 67-4923, IDAHO CODE, TO PROVIDE THAT NOTICE OF AN AUDITORIUM DISTRICT ELECTION TO AUTHORIZE A LEVY SHALL BE CONDUCTED AS PRESCRIBED IN CHAPTER 14, TITLE 34, IDAHO CODE, AND TO PROVIDE CORRECT TERMINOLOGY; AMENDING SECTION 67-4924, IDAHO CODE, TO PROVIDE FOR CONDUCTING THE ELECTION AND CANVASSING THE RETURNS OF AN AUDITORIUM DISTRICT ELECTION TO AUTHORIZE A LEVY; AMENDING SECTION 67-4929, IDAHO CODE, TO PROVIDE THAT ELECTIONS TO INCLUDE OR EXCLUDE PROPERTY WITHIN AN AUDITORIUM DISTRICT SHALL BE CONDUCTED BY THE COUNTY CLERK IN ACCORDANCE WITH TITLE 34, IDAHO CODE, TO PROVIDE FOR CANVASS OF VOTES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 67-4930, IDAHO CODE, TO PROVIDE THAT ELECTIONS TO DISSOLVE AN AUDITORIUM DISTRICT SHALL BE CONDUCTED BY THE COUNTY CLERK IN ACCORDANCE WITH TITLE 34, IDAHO CODE, TO PROVIDE FOR CANVASS OF VOTES AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 70-1210, IDAHO CODE, TO PROVIDE THAT ELECTIONS OF PORT DISTRICTS SHALL BE CONDUCTED BY THE COUNTY CLERK AND TO DELETE OBSOLETE PROVISIONS; AMENDING SECTION 70-1215, IDAHO CODE, TO PROVIDE THAT ELECTIONS OF PORT DISTRICTS SHALL BE CONDUCTED BY THE COUNTY CLERK; AMENDING SECTION 70-1217, IDAHO CODE, TO PROVIDE DUTIES OF THE COUNTY COMMISSIONERS AND THE COUNTY CLERK IN ELECTIONS OF PORT DISTRICTS; AMENDING SECTION 70-1219, IDAHO CODE, TO PROVIDE FOR CANVASS OF VOTES IN ELECTIONS OF PORT DISTRICTS;

AMENDING SECTION 70-1220, IDAHO CODE, TO PROVIDE FOR PAYMENT OF EXPENSES IN PORT DISTRICT ELECTIONS; AND PROVIDING EFFECTIVE DATES.

H 635, H 636, and H 637 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1356, as amended in the House, by Judiciary and Rules Committee, was read the first time by title and filed for second reading.

S 1374, as amended in the House, by Resources and Environment Committee, was read the first time by title and filed for second reading.

S 1426, as amended in the House, by Health and Welfare Committee, was read the first time by title and filed for second reading.

S 1460, by State Affairs Committee, was introduced, read the first time by title, and referred to the Transportation and Defense Committee.

S 1379, as amended, as amended, by Transportation Committee, was introduced, read the first time by title, and referred to the Transportation and Defense Committee.

S 1433, as amended, and **S 1435**, as amended, by State Affairs Committee, were introduced, read the first time by title, and referred to the State Affairs Committee.

S 1438, as amended, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

S 1444, as amended, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Commerce and Human Resources Committee.

First Reading of Engrossed Bills

H 489, as amended, **H 511**, as amended, by Health and Welfare Committee, were read the first time by title and filed for second reading.

H 380, as amended, as amended, **H 451**, as amended, by Business Committee, were read the first time by title and filed for second reading.

H 591, as amended, by State Affairs Committee, was read the first time by title and filed for second reading.

Second Reading of Bills and Joint Resolutions

HP 3, HCR 45, H 559, and H 606, by State Affairs Committee, was read the second time by title and filed for third reading.

H 609, H 610, H 611, H 613, and H 614, by Appropriations Committee, were read the second time by title and filed for third reading.

S 1405 and S 1407, by Education Committee, were read the second time by title and filed for third reading.

H 578, by Revenue and Taxation Committee, was read the second time by title and filed for third reading.

S 1377, S 1340, S 1341, and S 1363, by Health and Welfare Committee, were read the second time by title and filed for third reading.

S 1440, S 1442, and SCR 130, by State Affairs Committee, were read the second time by title and filed for third reading.

S 1466, by Finance Committee, was read the second time by title and filed for third reading.

H 410, as amended, as amended in the Senate, by Judiciary, Rules, and Administration Committee, was read the second time by title and filed for third reading.

H 607, by Education Committee, was read the second time by title and filed for third reading.

S 1335 and S 1431, as amended, by Judiciary and Rules Committee, were read the second time by title and filed for third reading.

There being no objection, the House advanced to the Twelfth Order of Business.

Consideration of General Orders

Mr. Moyle moved that the House do now resolve itself into a Committee of the Whole House for the consideration of General Orders. Seconded by Mr. Bedke. Motion carried.

Whereupon the House resolved itself into a Committee of the Whole House for the consideration of General Orders with Mr. Bedke in the Chair.

When the Committee of the Whole House rose, the Speaker returned to the Chair and the House was in order.

Report of the Committee of the Whole House

March 12, 2008

Mr. Speaker:

We, your COMMITTEE OF THE WHOLE HOUSE, report that we have had under consideration **H 602** and report it back without recommendation, amended as follows:

HOUSE AMENDMENT TO H.B. NO. 602

AMENDMENT TO SECTION 4

On page 7 of the printed bill, following line 34, insert:

"(5) Subject to the licensing requirement provided for in section 49-402(4), Idaho Code, all-terrain vehicles, utility type vehicles and motorbikes may be used on unpaved highways located on state public lands or federal public lands which are not part of the highway system of the state of Idaho, provided the registration requirements of section 67-7122, Idaho Code, are met."

CORRECTIONS TO TITLE

On page 1, in line 13, delete "AND" and insert: ","; and in line 14, following "VEHICLES" insert: "AND TO PROVIDE FOR USE OF CERTAIN VEHICLES ON CERTAIN UNPAVED HIGHWAYS".

AMENDMENTS TO SECTION 12

On page 13 of the printed bill, in line 10, delete "on state"; in line 11, delete "or federal public lands" and insert: "on unpaved highways located on state public lands or federal public lands which are not part of the highway system of the state of Idaho".

CORRECTIONS TO TITLE

On page 1, in line 27, delete "STATE AND FEDERAL PUBLIC"; in line 28, delete "LANDS" and insert: "CERTAIN UNPAVED HIGHWAYS".

We have also had under consideration **HCR 50, H 475, H 478, and H 479**, report progress and beg leave to sit again.

BEDKE, Chairman

Mr. Bedke moved that the report be adopted. Seconded by Mr. Moyle.

Whereupon the Speaker declared the report adopted.

H 602, as amended, was referred to the Judiciary, Rules, and Administration Committee for engrossing.

HCR 50, H 475, H 478, and H 479 were retained on General Orders.

The amendments were referred to the Judiciary, Rules, and Administration Committee for printing.

There being no objection, the House returned to the Eleventh Order of Business.

Third Reading of Bills and Joint Resolutions

Mr. Moyle asked unanimous consent that **H 464** retain its place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

H 608 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Wood to open debate.

The question being, "Shall **H 608** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Saylor, Schaefer, Shepherd(02), Shepherd(08),

Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 69.

NAYS -- None.

Absent and excused--Lake. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **H 608** passed the House. Title was approved and the bill ordered transmitted to the Senate.

S 1462 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Eskridge to open debate.

The question being, "Shall **S 1462** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Saylor, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 68.

NAYS -- Smith(24). Total -- 1.

Absent and excused--Lake. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **S 1462** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1463 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Bolz to open debate.

The question being, "Shall **S 1463** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, LeFavour, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Saylor, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 66.

NAYS -- Harwood, Loertscher. Total -- 2.

Absent and excused--Bedke, Lake. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **S 1463** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1464 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Bolz to open debate.

The question being, "Shall **S 1464** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Bowers, Brackett, Bradford, Chadderdon, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henderson, Kren, Labrador, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Patrick, Raybould, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 53.

NAYS -- Bock, Boe, Chavez, Chew, Henbest, Jaquet, Killen, King, LeFavour, Pasley-Stuart, Pence, Ringo, Ruchti, Rusche, Smith(30). Total -- 15.

Absent and excused--Lake, Roberts. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **S 1464** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1370, as amended in the House, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Labrador to open debate.

The question being, "Shall **S 1370**, as amended in the House, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Ruchti, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 67.

NAYS -- Boe, Rusche. Total -- 2.

Absent and excused--Roberts. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **S 1370**, as amended in the House, passed the House. Title was approved and the bill ordered returned to the Senate.

S 1339, as amended, as amended in the House, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. McGeachin to open debate.

The question being, "Shall **S 1339**, as amended, as amended in the House, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 68.

NAYS -- None.

Absent and excused--Moyle, Roberts. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **S 1339**, as amended, as amended in the House, passed the House. Title was approved and the bill ordered returned to the Senate.

S 1385 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Hart to open debate.

The question being, "Shall **S 1385** pass?"

Roll call resulted as follows:

AYES -- Anderson, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Durst, Eskridge, Hagedorn, Hart, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Luker, Mathews, McGeachin, Moyle, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Rusche, Sayler, Schaefer, Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thomas, Trail, Vander Woude, Wills, Wood(27), Mr. Speaker. Total -- 58.

NAYS -- Andrus, Barrett, Harwood, Loertscher, Marriott, Mortimer, Nielsen, Shepherd(02), Thayne, Wood(35). Total -- 10.

Absent and excused--Crane, Ruchti. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **S 1385** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1415, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Bolz to open debate.

The question being, "Shall **S 1415**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen,

Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Mr. Speaker. Total -- 67.

NAYS -- None.

Absent and excused--Crane, Ruchti, Wood(35). Total -- 3.

Total -- 70.

Whereupon the Speaker declared **S 1415**, as amended, passed the House. Title was approved and the bill ordered returned to the Senate.

S 1324, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Smith to open debate.

The question being, "Shall **S 1324** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 68.

NAYS -- None.

Absent and excused--Crane, Ruchti. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **S 1324**, as amended, passed the House. Title was approved and the bill ordered returned to the Senate.

S 1419 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Wills to open debate.

The question being, "Shall **S 1419** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 68.

NAYS -- None.

Absent and excused--Kren, Ruchti. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **S 1419** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1380, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Black to open debate.

The question being, "Shall **S 1380**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 68.

NAYS -- None.

Absent and excused--McGeachin, Ruchti. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **S 1380**, as amended, passed the House. Title was approved and the bill ordered returned to the Senate.

S 1397, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Snodgrass to open debate.

The question being, "Shall **S 1397**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Rusche, Sayler, Schaefer, Shepherd(02), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thomas, Trail, Vander Woude, Wills, Wood(27), Mr. Speaker. Total -- 64.

NAYS -- Harwood, Shepherd(08), Thayne, Wood(35). Total -- 4.

Absent and excused--Loertscher, Ruchti. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **S 1397**, as amended, passed the House. Title was approved and the bill ordered returned to the Senate.

S 1252, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Marriott to open debate.

The question being, "Shall **S 1252**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 68.

NAYS -- None.

Absent and excused--Bedke, Ruchti. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **S 1252**, as amended, passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle moved that the House recess until 1:45 p.m. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House at recess until 1:45 p.m.

RECESS

Afternoon Session

The House reconvened at 1:45 p.m., the Speaker in the Chair.

Roll call showed all 70 members present.

Prior to recess, the House was at the Eleventh Order of Business.

Third Reading of Bills and Joint Resolutions

S 1414, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Bolz to open debate.

The question being, "Shall **S 1414**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts,

Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 68.

NAYS -- None.

Absent and excused--Crane, Kren. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **S 1414**, as amended, passed the House. Title was approved and the bill ordered returned to the Senate.

S 1384 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Nielsen to open debate.

The question being, "Shall **S 1384** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Labrador, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 67.

NAYS -- None.

Absent and excused--Crane, Kren, Lake. Total -- 3.

Total -- 70.

Whereupon the Speaker declared **S 1384** passed the House. Title was approved and the bill ordered returned to the Senate.

S 1434 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Moyle to open debate.

The question being, "Shall **S 1434** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Labrador, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 67.

NAYS -- None.

Absent and excused--Crane, Kren, Lake. Total -- 3.

Total -- 70.

Whereupon the Speaker declared **S 1434** passed the House. Title was approved and the bill ordered returned to the Senate.

SCR 129 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Nonini to open debate.

The question being, "Shall **SCR 129** be adopted?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Labrador, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayn, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 66.

NAYS -- None.

Absent and excused--Crane, Kren, Lake, Moyle. Total -- 4.
Total -- 70.

Whereupon the Speaker declared **SCR 129** adopted and ordered the resolution returned to the Senate.

SCR 131 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Patrick to open debate.

The question being, "Shall **SCR 131** be adopted?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Labrador, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Stevenson, Thayn, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 65.

NAYS -- None.

Absent and excused--Crane, Kren, Lake, Moyle, Snodgrass. Total -- 5.
Total -- 70.

Whereupon the Speaker declared **SCR 131** adopted and ordered the resolution returned to the Senate.

SCR 133 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Brackett to open debate.

The question being, "Shall **SCR 133** be adopted?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Durst, Eskridge, Hart, Henbest, Henderson, Jaquet, Killen, King, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayn, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 65.

NAYS -- Hagedorn, Harwood, Mortimer. Total -- 3.

Absent and excused--Crane, Kren. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **SCR 133** adopted and ordered the resolution returned to the Senate.

There being no objection, the House returned to the Fourth Order of Business.

Consideration of Messages from the Governor and the Senate

March 12, 2008

Mr. Speaker:

I transmit herewith enrolled **S 1325, S 1331, S 1352, S 1354, S 1359, S 1362, S 1371, S 1382, S 1389, S 1418, S 1439, S 1445, S 1451, S 1452, S 1453, and S 1454** for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled **S 1325, S 1331, S 1352, S 1354, S 1359, S 1362, S 1371, S 1382, S 1389, S 1418, S 1439, S 1445, S 1451, S 1452, S 1453, and S 1454** and, when so signed, ordered them returned to the Senate.

March 12, 2008

Mr. Speaker:

I return herewith enrolled **H 354, H 418**, as amended, **H 423, H 440**, as amended in the Senate, **H 452, H 453, H 454, H 455, H 460, H 490, H 530, H 570, H 571, H 406, H 473, H 498, H 500, H 515, H 545, H 552**, and **H 560** which have been signed by the President.

WOOD, Secretary

Enrolled **H 354, H 418**, as amended, **H 423, H 440**, as amended in the Senate, **H 452, H 453, H 454, H 455, H 460, H 490, H 530, H 570, H 571, H 406, H 473, H 498, H 500, H 515, H 545, H 552**, and **H 560** were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

March 12, 2008

Mr. Speaker:

I transmit herewith **SJM 111, S 1280, S 1281, S 1467, S 1468, S 1469, S 1471, S 1473, S 1474, S 1475, and S 1476** which have passed the Senate.

WOOD, Secretary

SJM 111, S 1280, S 1281, S 1467, S 1468, S 1469, S 1471, S 1473, S 1474, S 1475, and S 1476 were filed for first reading.

Report of Standing Committees

March 12, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed House Amendments to **H 602**.

CLARK, Chairman

March 12, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed **H 602**, as amended.

CLARK, Chairman

H 602, as amended, was filed for first reading of engrossed bills.

March 12, 2008

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration **H 599** and recommend that it do pass.

LAKE, Chairman

H 599 was filed for second reading.

March 12, 2008

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration **S 1450** and recommend that it do pass.

NONINI, Chairman

S 1450 was filed for second reading.

There being no objection, the House advanced to the Seventh Order of Business.

Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 58 BY APPROPRIATIONS COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND PROVIDING APPROVAL FOR THE BOARD OF CORRECTION TO ENTER INTO AGREEMENTS WITH THE IDAHO STATE BUILDING AUTHORITY TO FINANCE AND DEVELOP A SECURE MENTAL HEALTH TREATMENT FACILITY.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, it is the responsibility of the State Board of Correction to establish, operate and maintain the Idaho Security Medical Program for persons displaying evidence of mental illness or psychological disorders and requiring diagnostic services and treatment in a maximum security setting in accordance with

Section 66-1301, Idaho Code; and

WHEREAS, in 2007 the Legislative Interim Committee on Mental Health and Substance Abuse Treatment endorsed to the members of the First Regular Session of the Fifty-ninth Idaho Legislature the proposal by the Department of Correction to build a 300-bed secure mental health facility in Idaho to support the purposes of Chapter 13, Title 66, Idaho Code; and

WHEREAS, under current law, standards for appropriate mental health treatment in the Idaho Security Medical Program shall be jointly developed by the Department of Correction and the Department of Health and Welfare in accordance with Section 66-1312, Idaho Code; and

WHEREAS, under current law the Department of Correction is authorized to receive and admit patients of any institution or facility under the jurisdiction of the Department of Health and Welfare to the Idaho Security Medical Program if they have been determined by a court to be both dangerous and mentally ill as defined in Section 66-1305, Idaho Code; and

WHEREAS, patients admitted to the Idaho Security Medical Program may originate from civil commitments by the courts as unfit to proceed pursuant to Section 18-212, Idaho Code; referrals by the courts for psychosocial diagnosis and recommendations as part of the pretrial or presentence procedure of determination of mental competency to stand trial; mentally ill adult prisoners from city, county and state correctional institutions for diagnosis, evaluation or treatment; civil commitments by the courts pursuant to Section 66-329, Idaho Code; and criminal commitments of the Idaho Department of Correction requiring some form of specialized program not otherwise available; and

WHEREAS, residents coming to the Idaho Security Medical Program on the basis of a civil commitment must first be found to be both dangerous and mentally ill, as defined in Section 66-1305, Idaho Code, in judicial proceedings conducted in accordance with Section 66-329, Idaho Code; and

WHEREAS, the Department of Correction and the Department of Health and Welfare have demonstrated the need for a secure mental health treatment facility for prisoners and for commitments to the Department of Health and Welfare; and

WHEREAS, the Legislature has found that it is in the public interest and to the economic benefit of the state of Idaho to provide for adequate governmental facilities through the Idaho State Building Authority, pursuant to Section 67-6404, Idaho Code; and

WHEREAS, it is in the best interest of the state for the State Building Authority to finance and provide a facility to house the Idaho Security Medical Program under the jurisdiction of the State Board of Correction.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-ninth Idaho Legislature, the House of Representatives and the Senate concurring therein, that the Legislature hereby authorizes and provides approval for the State Board of Correction to enter into such agreements with the Idaho State Building Authority, under such terms and conditions as may be reasonable and necessary, to provide for the financing and development of a secure mental health treatment facility on state-owned land.

BE IT FURTHER RESOLVED that this resolution constitutes authorization to enter into agreements required by the provisions of Section 67-6410, Idaho Code.

BE IT FURTHER RESOLVED that the Legislature supports that the secure mental health facility operate at the highest level of efficiency possible. To that end, and in an effort to provide for accountability, the Legislature intends that the Board of Correction

require operations staff to document validated patient treatment methods, provide for and implement such treatment methods, measure outcomes of such treatment methods, and report the results of such outcomes of the methods used to the Legislature on an annual basis.

HCR 58 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

SJM 111, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

**Introduction, First Reading, and Reference
of Bills and Joint Resolutions**

**HOUSE BILL NO. 638
BY EDUCATION COMMITTEE
AN ACT**

RELATING TO THE IDAHO OPPORTUNITY SCHOLARSHIP; AMENDING SECTION 33-5604, IDAHO CODE, TO REVISE THE DEFINITION OF "ELIGIBLE IDAHO POSTSECONDARY EDUCATIONAL INSTITUTION."

**HOUSE BILL NO. 639
BY WAYS AND MEANS COMMITTEE
AN ACT**

RELATING TO THE DISTRIBUTION OF SALES TAX REVENUES; AMENDING SECTION 63-3638, IDAHO CODE, TO PROVIDE FOR A DISTRIBUTION TO THE HIGHWAY DISTRIBUTION ACCOUNT OF SALES TAX REVENUES COLLECTED FROM RETAILERS WHO REPORT SALES OF CERTAIN MOTOR VEHICLE RELATED ITEMS; AND PROVIDING AN EFFECTIVE DATE.

**HOUSE BILL NO. 640
BY WAYS AND MEANS COMMITTEE
AN ACT**

RELATING TO MOTOR VEHICLE REGISTRATION AND SPECIAL LICENSE PLATES; AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-402D, IDAHO CODE, TO PROVIDE FOR A SURCHARGE ON SPECIAL LICENSE PLATES, TO PROVIDE FOR DEPOSIT AND DISTRIBUTION OF SUCH SURCHARGE AND TO AUTHORIZE RULES.

**HOUSE BILL NO. 641
BY WAYS AND MEANS COMMITTEE
AN ACT**

RELATING TO MOTOR VEHICLE LEASE OR RENTAL TAX; AMENDING SECTION 63-3613, IDAHO CODE, TO PROVIDE THAT THE TERM "SALES PRICE" DOES NOT INCLUDE THE AMOUNT OF ANY MOTOR VEHICLE RENTAL TAX IMPOSED UNDER CHAPTER 47, TITLE 63, IDAHO CODE, AND TO MAKE TECHNICAL CORRECTIONS; AMENDING TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 47, TITLE 63, IDAHO CODE, TO PROVIDE DEFINITIONS, TO IMPOSE A MOTOR VEHICLE SHORT-TERM LEASE OR RENTAL TAX, TO PROVIDE FOR REGISTRATION, RETURNS AND PAYMENTS, TO PROVIDE THAT TAXES ARE STATE MONEY, TO PROVIDE THAT THE STATE TAX COMMISSION SHALL ADMINISTER AND

ENFORCE THE PROVISIONS OF THIS CHAPTER, TO PROVIDE FOR REFUNDS, LIMITATIONS AND INTEREST, TO PROVIDE FOR DEFICIENCY DETERMINATIONS, TO PROVIDE FOR ASSESSMENT OF INTEREST ON DEFICIENCIES, TO PROVIDE FOR A PERIOD OF LIMITATION UPON ASSESSMENT AND COLLECTION OF TAXES IMPOSED UNDER THIS CHAPTER, TO PROVIDE FOR ADDITIONS, PENALTIES AND REQUIREMENTS, TO PROVIDE FOR AUTHORITY TO ENTER INTO AGREEMENTS AND TO PROVIDE FOR COLLECTION AND ENFORCEMENT PROCEDURES.

H 638, H 639, H 640, and H 641 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1280 and S 1281, by Schroeder, were introduced, read the first time by title, and referred to the Resources and Conservation Committee.

S 1467, S 1468, S 1469, S 1471, S 1473, H 1474, H 1475, and S 1476, by Finance Committee, were read the first time by title and filed for second reading.

First Reading of Engrossed Bills

H 602, as amended, by Ways and Means Committee, was read the first time by title and filed for second reading.

There being no objection, the House returned to the Seventh Order of Business.

Motions, Memorials, and Resolutions

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **H 609** be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that **H 609** be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Ms. Jaquet.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 66.

NAYS -- Durst, LeFavour. Total -- 2.

Absent and excused--Crane, Kren. Total -- 2.

Total -- 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and **H 609** was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Brackett to open debate.

The question being, "Shall **H 609** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Labrador, Lake, LeFavour, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 64.

NAYS -- Barrett, Bowers, Loertscher, Thayne. Total -- 4.

Absent and excused--Crane, Kren. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **H 609** passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **H 610** be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that **H 610** be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Ms. Jaquet.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 66.

NAYS -- Durst, LeFavour. Total -- 2.

Absent and excused--Crane, Kren. Total -- 2.

Total -- 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and **H 610** was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Bolz to open debate.

The question being, "Shall **H 610** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Eskridge, Hagedorn, Hart, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 67.

NAYS -- Barrett, Durst, Harwood. Total -- 3.

Total -- 70.

Whereupon the Speaker declared **H 610** passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **H 611** be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that **H 611** be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Ms. Jaquet.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 66.

NAYS -- Durst, LeFavour. Total -- 2.

Absent and excused--Crane, Kren. Total -- 2.

Total -- 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and **H 611** was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. McGeachin to open debate.

The question being, "Shall **H 611** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell,

Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayn, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 69.

NAYS -- None.

Absent and excused--Patrick. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **H 611** passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **H 613** be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that **H 613** be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Ms. Jaquet.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayn, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 66.

NAYS -- Durst, LeFavour. Total -- 2.

Absent and excused--Crane, Kren. Total -- 2.

Total -- 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and **H 613** was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Brackett to open debate.

The question being, "Shall **H 613** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen,

Nonini, Pasley-Stuart, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayn, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 68.

NAYS -- None.

Absent and excused--Henbest, Patrick. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **H 613** passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **H 614** be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that **H 614** be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Ms. Jaquet.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayn, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 66.

NAYS -- Durst, LeFavour. Total -- 2.

Absent and excused--Crane, Kren. Total -- 2.

Total -- 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and **H 614** was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Eskridge to open debate.

The question being, "Shall **H 614** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayn, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 68.

NAYS -- None.

Absent and excused--Henbest, Patrick. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **H 614** passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **H 602**, as amended, be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that **H 602**, as amended, be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Ms. Jaquet.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayn, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 66.

NAYS -- Durst, LeFavour. Total -- 2.

Absent and excused--Crane, Kren. Total -- 2.

Total -- 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and **H 602**, as amended, was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Wood to open debate.

The question being, "Shall **H 602**, as amended, pass?"

Roll call resulted as follows:

AYES -- Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Hagedorn, Hart, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Pasley-Stuart, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(08), Shirley, Shively, Smith(30), Smith(24), Snodgrass, Stevenson, Thayn, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 62.

NAYS -- Anderson, Eskridge, Harwood, Henderson, Nonini, Shepherd(02). Total -- 6.

Absent and excused--Henbest, Patrick. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **H 602**, as amended, passed the House. Title was approved and the bill ordered transmitted to the Senate.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Moyle moved that the House adjourn until 10:00 a.m., Thursday, March 13, 2008. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 3:26 p.m.

LAWRENCE DENNEY, Speaker

ATTEST:

BONNIE ALEXANDER, Chief Clerk